

Message Text

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PAGE 01 STATE 000933

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ORIGIN EB-07

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

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DRAFTED BY EB/AN:MHSTYLES:DAP

APPROVED BY EB/AN:MHSTYLES

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FM SECSTATE WASHDC

TO AMEMBASSY LIMA IMMEDIATE

C O N F I D E N T I A L STATE 000933

E.O. 11652:GDS

TAGS: EAIR, PE

SUBJECT: CIVAIR: PERU CONSULTATION

FOLLOWING IS TEXT OF PROPOSED USDEL STATEMENT REFERRED
TO IN SEPTTEL:

"THE U.S. DELEGATION HAS NOTED,
THAT THE POSITION OF PERU DID NOT CHANGE DURING
THE CONSULTATIONS IN NOVEMBER. IN EFFECT, THE U.S. WAS
ASKED TO ACCEPT DECISIONS MADE UNILATERALLY BY THE PERU
AUTHORITIES WHICH WOULD HAVE SERIOUSLY DAMAGED U.S. AIR
TRANSPORT SERVICES TO PERU. THE SAME ATTITUDE PREVAILED
DURING THE WORKING GROUP DISCUSSION IN DECEMBER. IN THE
INTEREST OF AVOIDING ANY MISUNDERSTANDING, I WISH TO STATE
THAT MY GOVERNMENT HAS FOUND THAT THE PERUVIAN POSITION,
AS SO FAR EXPRESSED, IS UNACCEPTABLE. IF THE
GOVERNMENT OF PERU NEVERTHELESS INTENDS TO IMPOSE THIS
POSITION UNILATERALLY, MY GOVERNMENT WOULD VIEW THE MATTER
MOST SERIOUSLY. SUCH ACTION WOULD EFFECTIVELY DEPRIVE THE
U.S. OF THE ABILITY TO EXERCISE THE RIGHTS CONTAINED IN THE
AIR TRANSPORT AGREEMENT ON A SOUND ECONOMIC BASIS AND COULD
THUS LEAD TO THE SUSPENSION OF AIR SERVICES BETWEEN THE TWO
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PAGE 02 STATE 000933

COUNTRIES BY U.S. AND PERUVIAN AIRLINES.

"THE U.S. DELEGATION IS RESUMING THE CONSULTATIONS WITH THE INTENTION OF NEGOTIATING A SOLUTION ON A REASONABLE BASIS.

WHETHER THE SOLUTION CAN ONLY BE FOUND ON A SHORT-TERM BASIS OR WHETHER A LONG-TERM SOLUTION CAN BE FOUND, IT IS THE U.S. VIEW THAT IT MUST BE ONE WHICH TAKES INTO ACCOUNT THE LEGITIMATE INTERESTS OF BOTH COUNTRIES. THERE ARE ALSO CERTAIN QUESTIONS OF PRINCIPLE INVOLVED STEMMING FROM THE FACT THAT PERU HAS NOT OBSERVED AND IS NOT OBSERVING THE PROVISIONS OF THE AIR TRANSPORT AGREEMENT. WHILE THE U.S. CANNOT DISREGARD THESE QUESTIONS OF PRINCIPLE, IT IS PREPARED TO SEEK A PRACTICAL ACCOMMODATION IF THIS SPIRIT IS RECIPROCATED.

"THE U.S. DELEGATION IS PREPARED TO TABLE A SPECIFIC PROPOSAL IN THE FOREGOING SPIRIT. IT URGES THAT THE PERU DELEGATION CONSIDER THE PROPOSAL CAREFULLY AND THAT, IF THERE ARE FEATURES WHICH CAUSE DIFFICULTIES, IT PRESENT COUNTERPROPOSALS. IT IS ONLY IN SUCH A SPIRIT OF MUTUAL RECOGNITION OF THE OTHER'S PROBLEMS THAT A NEGOTIATED SOLUTION IS POSSIBLE." INGERSOLL

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